

State of Ohio
VS.Case Number B9400481DFE FORWARD 7/2005Judge MONTES/J. MONTES

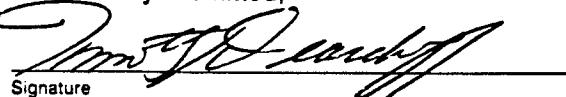
MOTION FOR APPROVAL OF PAYMENT OF ASSIGNED COUNSEL FEES AND EXPENSES

The undersigned having been previously appointed for the defendant moves this Court for an order approving payment of fees and expenses as indicated on the attached itemized statement, pursuant to sections 2941.51 and 120.33 of the Revised Code.

As the assigned attorney of record for the defendant, I certify that I have received no compensation in connection with providing representation in this case other than that described in this application. I, or an attorney under my supervision, have performed all legal services itemized in this application. The amounts requested for legal fees and expenses are not duplicated on any other application for fees bearing this or any other case number.

As attorney of record, I was appointed on 1/02, 1994. The case terminated on 1/14, 1994. I am submitting this application on 1/23, 1994, within 90 days of case termination.

Respectfully submitted,



Signature

Name Timothy J. Deppert

type or print

Address 2368 1/47011 PH 609Suite - 300Cincinnati, Ohio 45206Soc Sec/Fed ID No. 31-1017102

ENTRY

The Court finds that counsel performed the legal services set forth on the attached itemized statement, and that the fees and expenses set forth on this statement are reasonable, and are in accordance with the resolution of the Board of County Commissioners of Hamilton County, Ohio, relating to the payment of assigned counsel. IT IS THEREFORE ORDERED that counsel fees and expenses be, and are hereby approved in the amount of \$_____. It is further ordered that said amount be, and hereby certified by the Court to the County Auditor for payment.

Judge (print or type)_____
Signature

CERTIFICATION

The County Auditor in executing this certification attests to the accuracy of the figures contained herein. A subsequent audit by the Ohio Public Defender Commission/and/or the Auditor of State which reveals unallowable or excessive costs may result in future adjustments against reimbursement or repayment of audit exceptions to the Ohio Public Defender Commission.

County Number: 31

County Auditor (type or print)

Check Number _____

Signature

Date Issued _____

Signature

OFFENSE DESCRIPTION, CLASSIFICATION AND DISPOSITION
FOR EACH CHARGED OFFENSE

The charges were disposed of in the following manner:

1. Jury trial 3. Dismissed
 Found guilty 4. Plea
 Found not guilty To indictment
 Hung jury To a lesser offense
 Guilty of a lesser included offense

2. Bench trial
 Found guilty
 Found not guilty

Misdemeanor Felony Aggravated Felony Gun Specification Death Penalty Other

OFFENSE	O.R.C. OR CITY CODE SECTION	DEGREE OF OFFENSE	DISPOSITION
1. AGGRAVATED MURDER	AC 290301 (ABG.FD)	FOURTH DEGREE	DEATH
2. MURDER			DEATH
3.			
4.			
5.			
6.			

SENTENCE: INSTITUTION LUCASVILLE Length/Suspend / Prob yrs

FINE/SUSPEND /

OTHER

Have you or another attorney previously submitted a bill for partial payment for this case or case number? Yes No Amount paid \$ _____Was the client in this case ordered to repay the court for all or a portion of the cost of your services? Yes No Amount ordered to pay \$ _____How many motions were filed in this case? 70 UNKNOWN 70 PENDING

Attach Continuation Request for Payment form if necessary. PLEASE STAPLE TO THIS SHEET.

LEE EDWARD MOORE - COPY CHARGES

1. Copy of transcript, Jason T. Holmes trial
139 pages X .15 = \$20.85
2. 3 copies of statement of Jason T. Holmes
32 pages X .15 = \$14.40
3. 3 copies of statement of Lee E. Moore
24 pages X .15 = \$10.80
4. 3 copies of statement of Larry Kinley
32 pages X .15 = \$14.40
5. Copy of transcript of Jason T. Holmes trial
144 pages X .15 = \$21.60
6. Copy of jury instructions
39 pages X .15 = \$15.85
7. Copies of juror questionnaires
10 pages X 50 packets = 500 pages X .15 = \$75.00

CONTINUATION REQUEST FOR PAYMENT

Date of Service	OUT OF COURT HOURS						IN COURT HOURS							
	1 INTERVIEWING	2 INVESTIGATION	3 RESEARCH & WRITING	4 NEGOTIATION & CONFERENCES	5 TRAVEL	6 OTHER	TOTAL	7 PRE-TRIAL HEARINGS	8 TRIAL	9 PLEA HEARING	10 DISPOSITIONAL HEARING	11 POST-TRIAL HEARING	12 IN COURT OTHER	TOTAL
1/26/94	5		1			6								
1/27/94	4					4								
1/28/94	.5					.5								
1/31/94		2				2		1					1	
2/2/94		.25				.25								
2/3/94		.25				.25								
2/4/94		5.5				5.5								
2/7/94	.5	.5				1								
2/9/94		.25				.25								
2/14/94	.5	4.5				5								
2/16/94		7				7								
2/17/94			2			2								
2/18/94		3.75				3.75	1						1	
2/21/94		10				10								
2/24/94		.25				.25								
3/7/94	2					2								
3/9/94	3					3								
3/11/94	.5					.5								
3/16/94	3	3.5				6.5								
3/17/94	1.5					1.5								
3/29/94		1.25				1.25								
3/31/94		.25				.25								
4/15/94		5.5				5.5								
5/4/94		4.5				6.5								
5/5/94											5.25	5.25		
5/6/94											5	5		
5/15/94							8						8	
5/25/94		.25				.25								
TOTAL HOURS						15.00							20.25	
	1	2	3	4	5	6	TOTAL HRS: OUT	7	8	9	10	11	12	TOTAL HRS: IN

15 MINS. = .25 HR. 30 MINS. = .50 HR. ETC.

Attach Continuation Request for Payment form if necessary.

CONTINUATION REQUEST FOR PAYMENT														
Date of Service	OUT OF COURT HOURS						IN COURT HOURS							
	1 INTERVIEWING	2 INVESTIGATION	3 RESEARCH & WRITING	4 NEGOTIATION & CONFERENCES	5 TRAVEL	6 OUT OF COURT OTHER	7 PRE-TRIAL HEARINGS	8 TRIAL	9 PLEA HEARING	10 DISPOSITIONAL HEARING	11 POST-TRIAL HEARING	12 IN COURT OTHER	TOTAL	
11/18/94		10				10								
11/19/94		8				8								
11/20/94		6.5				6.5								
11/21/94								8.5					8.5	
12/7/94		1				1								
12/14/94	2					2								
TOTAL HOURS						106.75							64.75	
	1	2	3	4	5	6	TOTAL HRS: OUT	7	8	9	10	11	12	TOTAL HRS: IN
15 MINS. = .25 HR. 30 MINS. = .50 HR. ETC.														

Attach Continuation Request for Payment form if necessary.

DEARDORFF & HAAS
 2368 Victory Parkway, Suite 300
 Cincinnati, Ohio 45206

Lee Edward Moore
 1101 Clearbrook Drive
 Cincinnati OH 45229

Page: 1
 12/21/94
 Account No: 748-00N
 Statement No: 1

Criminal

Interim Statement

		Hours
01/26/94	TJD Meeting w/client at county jail.	5.00 150.00
	TJD Meeting w/Prosecutor, picking up documents	1.00 30.00
01/27/94	TJD Meeting w/family	4.00 120.00
01/28/94	TJD Telephone call w/family	.50 15.00
01/31/94	TJD Attending arraignment	1.00 30.00
	TJD Review indictment, statute as to spec's	2.00 60.00
02/02/94	TJD Review of correspondence from Stidham	.25 7.50
02/03/94	TJD Review of correspondence from Dan James	.25 7.50
02/04/94	TJD Letter from Dan James, letter to Dan James	.50 15.00
	TJD Review of motions filed in Bies Case applicable to Moore case	5.00 150.00
02/07/94	TJD Telephone call w/Bev Parker	.50 15.00
	TJD Preparation of correspondence to Dan James	.50 15.00
02/09/94	TJD Review of correspondence from Dan James	.25 7.50

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Lee Edward Moore

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12/21/94

Account No: 748-00N

Statement No: 1

Criminal

		Hours	
02/14/94	TJD Telephone call w/Bev Parker	.50	15.00
	TJD Drafting Motions	4.50	135.00
02/16/94	TJD Drafting and research venue motion, Bill of Particulars Motion, Discovery Request, Notice Request under OR CR p.12(D)(2), Disclosure of Favorable Evidence	7.00	210.00
02/17/94	TJD Filed Motion for Bill of Particulars	1.00	30.00
	TJD Filed Request for Discovery	1.00	30.00
02/18/94	TJD Preparation of discovery pleadings, attending pre-trial	3.50	105.00
	TJD Court appearance	1.00	30.00
	TJD Review of correspondence from Dan James	.25	7.50
02/21/94	TJD Review of discovery	5.00	150.00
	TJD Reviewing discovery	5.00	150.00
02/24/94	TJD Letter to Lee Moore, Sr.	.25	7.50
03/07/94	TJD Conference w/Beverly Parker	2.00	60.00
03/09/94	TJD Meeting w/client at jail	3.00	90.00
03/11/94	TJD Phone conference w/Bev Parker	.50	15.00
03/16/94	TJD Interview in jail, review of statute	3.00	90.00
	TJD Meeting and research	3.50	105.00
03/17/94	TJD Conference w/client's mother and father	1.50	45.00

008422

Lee Edward Moore

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12/21/94

Account No: 748-00N

Statement No: 1

Criminal

		Hours
03/29/94	TJD Letter, phone conference with Chuck Stidham re: mitigation	1.25 37.50
03/31/94	TJD Letter to Dan James	.25 7.50
04/15/94	TJD Research on Motion to Suppress	5.50 165.00
05/04/94	TJD Preparation for Motion to Suppress	6.50 195.00
05/05/94	TJD Attended Jason Holmes' trial	5.25 157.50
05/06/94	TJD Attended Jason Holmes' trial	5.00 150.00
05/15/94	TJD Motion to Suppress Hearing	8.00 240.00
05/25/94	TJD Review of correspondence from Dan James	.25 7.50
05/26/94	TJD Phone conference w/Dan James, prepared motions for Dan James, Motion to Submit Juror Questionnaire, prepared juror questionnaire	5.50 165.00
06/01/94	TJD Letter to Dan James	.25 7.50
06/03/94	TJD Review of correspondence from Dan James	.25 7.50
06/06/94	TJD Review of correspondence, letter from Dan James as to trial date	.50 15.00

008123

Lee Edward Moore

Criminal

Page: 4

12/21/94

Account No: 748-00N

Statement No: 1

		Hours
06/15/94	TJD Letter to Dan James	.50 15.00
07/18/94	TJD Preparation for trial, review of mitigation cases	7.00 210.00
07/19/94	TJD Preparation for trial, review of mitigation cases	6.50 195.00
08/03/94	CH Telephone call w/Dan James	.25 7.50
08/04/94	CH Prepared and filed continuance Motion	1.50 45.00
08/05/94	TJD Review of correspondence from client	.25 7.50
08/10/94	TJD Appearance in court	1.50 45.00
	CH Telephone call w/impound lot	.50 15.00
08/12/94	TJD Letter to Dan James	.25 7.50
08/23/94	TJD Review of correspondence from Dan James	.25 7.50
08/24/94	TJD Review of file, review of correspondence from Dan James	1.25 37.50
08/29/94	TJD Review of Motion from Piepmeier as to deposition	.75 22.50
09/08/94	TJD Review depo. of coroner, phone conference w/Dan James	3.25 97.50
10/25/94	TJD Review of file for meeting with Dr. Chiappone, meeting with Dr. Chiappone and Dan James	3.75 112.50

008424

Lee Edward Moore

Criminal

Page: 5

12/21/94

Account No: 748-00N

Statement No: 1

		Hours
11/01/94	TJD Pretrial, phone conference w/ Dr. Cooper	1.50 45.00
11/02/94	TJD Review of Motion and Entry appointing Dr. Chiappone	.25 7.50
	TJD Review of correspondence from Dan James	.25 7.50
11/04/94	TJD Preparation for trial, review of file at courthouse	6.50 195.00
11/07/94	TJD Phone conference w/ jury commissioner, phone conference w/ Dan James, review of file, trial preparation	3.25 97.50
11/08/94	TJD Preparation for trial, review of Prosecutor witness testimony in Homles trial	8.25 247.50
11/09/94	CH Research jury issues	2.50 75.00
	CH Research jury issues	1.75 52.50
	TJD Trial - jury selection	8.00 240.00
11/13/94	TJD Trial preparation, review of transcripts of Holmes and Kinley trial	7.50 225.00
11/14/94	TJD Trial	8.50 255.00
11/15/94	TJD Trial	8.50 255.00
11/16/94	TJD Phone conference w/Dan James as to Motions to Jury, review of same	1.25 37.50
11/17/94	TJD Trial - awaiting jury verdict	8.00 240.00

008125

Lee Edward Moore

Criminal

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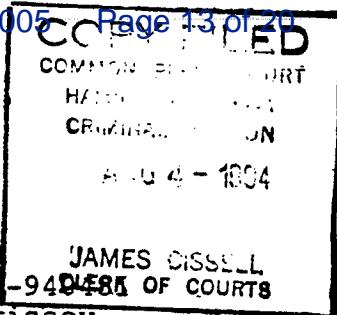
12/21/94

Account No: 748-00N

Statement No: 1

		Hours	
	TJD Mitigation preparation	10.25	307.50
11/18/94	TJD Mitigation preparation	10.00	300.00
11/19/94	TJD Mitigation preparation, view of scene	8.00	240.00
11/20/94	TJD Mitigation preparation	6.50	195.00
11/21/94	TJD Trial	8.50	255.00
12/07/94	TJD Review of statute as to Motion for New Trial, phone conference w/Mr. Moore, testimony of Dr. Chiappone	1.00	30.00
12/14/94	TJD Meeting w/family, sentencing hearing	2.00	60.00
	For Current Services Rendered	-----	241.50
02/18/94	Fax - outgoing	-----	10.00
	Total Expenses	-----	10.00
	Total Current Work	-----	7255.00
	Balance Due	-----	\$7,255.00

COURT OF COMMON PLEAS
CRIMINAL DIVISION
HAMILTON COUNTY, OHIO



STATE OF OHIO, : Case No. E-94-~~485~~ OF COURTS
Plaintiff, : Judge Morrissey
v. : REQUEST FOR CONTINUANCE
LEE EDWARD MOORE, :
Defendant. :

Now comes the Defendant, by and through counsel, and respectfully requests that this Court grant him a continuance for the trial presently scheduled to begin on August 29, 1994. The mitigation expert appointed by the Court for the Defendant has not had adequate time to interview the Defendant and prepare for the mitigation phase of the trial. This expert's testimony could determine whether the Defendant is sentenced to death.

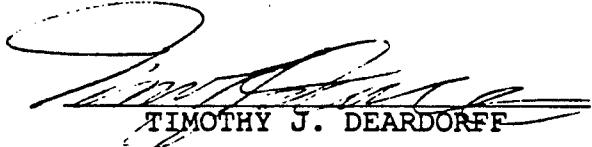
Respectfully submitted,

DANIEL J. JAMES
Lead counsel for Defendant
Supreme Court No. 0008067
30 East Central Parkway
Cincinnati, Ohio 45202
(513) 721-1995

Timothy J. Deardorey
TIMOTHY J. DEARDOREY
Co-counsel for Defendant
Supreme Court No. 0001848
169 E. McMillan Street
Cincinnati, Ohio 45219
(513) 241-4030

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion for Bill of Particulars was served upon Joseph Deters, Prosecuting Attorney, 1000 Main Street, Cincinnati, OH 45202 on the same day the motion was filed.



TIMOTHY J. DEARDORFF

DEARDORFF & HAAS
Attorneys At Law
2368 Victory Parkway
Suite 300
Cincinnati, Ohio 45206
(513) 872-7900
Fax: (513) 281-6760

008128

M.J. McCarthy

HAMILTON COUNTY
COURT OF COMMON PLEAS
CRIMINAL DIVISION

STATE OF OHIO

CASE No. B- 9400 481

Plaintiff

vs.

Lee Moore

Defendant

ENTRY OF CONTINUANCE

This matter is hereby continued:

 (At the request of the State) (At the request of the defendant) (By agreement of counsel for the State and counsel for the defendant) (On the Court's Order)

and with the Court's consent

from the 18 day of February, 1994to the 26 day of July, 1994 at 090 M.

for the purpose of:

 (DSC) (Sentencing) (Plea or Trial Setting) (Motions) ~~TM~~ (Trial) (Probation Violation)

for the reason that trial preparation required.
Defendant expressly waives time during this
continuance.

Mack E. Lehman

Assistant Prosecuting Attorney

P280

Daniel J. H.

J-074

Attorney for Defendant

0-211
0006308X Lee E. Thom Jr.

Defendant

008129

STATE OF OHIO

: CASE NO.

B9400481

Plaintiff

:

-vs-

Lee Moore: ENTRY OF CONTINUANCE

Defendant

:

This matter is hereby continued:

(At the request of the State)X

(At the request of the Defendant)

(At the request of counsel for the State and counsel for the defendant)

(On the Court's Order).

and with the court's consent to the 18th day of Feb, 1994
at 11-W X A.M., for the purpose of: DSC

Competency Hearing

Motion to Suppress

Plea

Trial

 X Other pretrialReason: Defendant waives time - needs to
review discoveryMark Rappaport

Assistant Prosecuting Attorney

John E. Tolson Jr.

Defendant

Daniel Brown

J-674

Attorney for Defendant

JULY

2000

Check appropriate blanks aboveMy signatureJudge

008430

COURT OF COMMON PLEAS
CRIMINAL DIVISION
HAMILTON COUNTY, OHIO

STATE OF OHIO,	:	Case No. B-241481
Plaintiff,	:	Judge Morrissey
v.	:	<u>MOTION FOR CHANGE OF</u>
LEE EDWARD MOORE,	:	<u>VENUE</u>
Defendant.	:	

Now comes the Defendant, by and through counsel, and respectfully moves this Court to order a change of venue in the above captioned case, as allowed by Criminal Rule 18, for the reason that a fair trial cannot be obtained in Hamilton County, nor in any of the counties in the Cincinnati metropolitan area. The Defendant requests that the trial of the Defendant be transferred to a jurisdiction outside of the southwestern Ohio area.

The Defendant respectfully requests an oral hearing for the determination of this issue.

Respectfully submitted,

DANIEL J. JAMES
Lead counsel for Defendant
Supreme Court No. 0008067
30 East Central Parkway
Cincinnati, Ohio 45202
(513) 721-1995

TIMOTHY J. DEARDORFF
Co-counsel for Defendant
Supreme Court No. 0001848
169 E. McMillan Street
Cincinnati, Ohio 45219
(513) 241-4030

008131

THE STATE OF OHIO, HAMILTON COURT AUG 29 1994
 COURT OF COMMON PLEAS
 CRIMINAL DIVISION

JAMES CISSELL
 CLERK OF COURTS

STATE OF OHIO : NO. B9400481
 Plaintiff : (Judge Morrissey)
 vs. : MOTION TO TAKE DEPOSITION OF
 LEE MOORE : DR. ELLIOT GROSS UNDER
 Defendant : CRIMINAL RULE 15

The State of Ohio, by its Assistant Prosecuting Attorney, Mark E. Piepmeier, states that Dr. Elliot Gross is a necessary and material witness and will be unable to attend the trial or hearing set to commence on November 7, 1994 at 9:00 A.M. and that the interests of justice require that said witness' testimony be taken by deposition.

WHEREFORE, the undersigned requests an Order of the Court that the deposition of Dr. Elliot Gross be taken at Hamilton County Courthouse on September 8, 1994 at 1:00 P.M. and that said witness be required to produce any and all necessary and relevant documents, papers or tangible objects, and that the costs of the proceedings be taxed as costs.

Mark E. Piepmeier
 Mark E. Piepmeier, 0006894P
 Chief Assistant Prosecuting Attorney

008432

MEMORANDUM:

Rule 15, Ohio Rules of Criminal Procedure
Rule 20(E), Rules of Hamilton County Common Pleas

Mark E. Piepmeier
Mark E. Piepmeier, 0006894P
Assistant Prosecuting Attorney
914 Main Street
Cincinnati, Ohio 45202
513/632-8534

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document was served upon each party or attorney of record in the proceedings for each party by ordinary U.S. mail on the 26 day of August, 1994.

Mark E. Piepmeier
Mark E. Piepmeier, 0006894P
Assistant Prosecuting Attorney

008433

COURT OF COMMON PLEAS
CRIMINAL DIVISION
HAMILTON COUNTY, OHIO

STATE OF OHIO

CLERK

CLERK